THE HON'BLE SMT. JUSTICE T.MEENA KUMARI

&

THE HON'BLE SRI JUSTICE G. CHANDRAIAH

-

WRIT PETITION NO.8156 OF 2007

Dated: 24.4.2007

Between:
Mudhunuri Krishnamraju

..... PETITIONER

AND

The Commissioner of Police, Cyberabad ,
Hyderabad and others.

Respondents.

HON'BLE SMT. JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

-

WRIT PETITION No.8156 of 2007

ORDER: (Per Hon'ble Smt. Justice T. Meena Kumari)

The petitioner filed the present writ petition seeking a direction to the respondents 1 and 2 herein to produce the alleged detenu, viz., Smt. Mudhunuri Varalakshmi, who is said to be missing.

The alleged detenu is no other than the wife of the petitioner. According to the petitioner, on 9.8.2006, the alleged detenu went to the market for bringing vegetables and thereafter she did not return home. He went in search of her and could not find her. Finally, he lodged a complaint before the 2nd respondent on 25.8.2006, on the basis of which a case in Crime No.728 of 2006 under the head 'woman missing' was registered. The main grievance of the petitioner is that the Respondents 1 and 2 are not taking any action on the said complaint. He, therefore, filed the present writ petition seeking appropriate directions to the official respondents.

While denying the allegations, the 2nd respondent filed a counter affidavit stating that on 25.8.2006, the petitioner lodged a complaint with them and basing on the said complaint, they registered a case in Crime No. 728 of 2006. The respondent also stated that on 15.4.2007 the petitioner approached the investigating officer and furnished a cell phone number of a phone bearing no. 9985789300 and informed them that he is receiving calls from the said number asking him not to pursue the case; that the alleged detenu would be returning home soon. Thereafter, the investigating officer caused enquiries and learnt that the said phone was registered in the name of one Satyanarayana Biswam, H. No. 8-3-473/1, Satish Boys Hostel, Yellareddiguda, Ammerpet,

Hyderabad. When he enquired with the management of the said hostel, they came to know that no such person is residing in the said hostel and that no person is using the said phone. Further, they have also addressed a letter to the Inspector of Police, Special Operation Team, Ameerpet requesting him to furnish the IMEI number of cell phone bearing No. 9949391727 for the period from 1.8.2006 to till date and also to furnish the data in respect of the cell phone numbers 9985789300 and 9848268152 from which the petitioner has received the calls. It is further stated that investigation in the said case is still going on and they are making all their efforts to trace out the alleged detenu.

Once a complaint is lodged, it is the statutory duty of the police to conduct investigation. Since the investigation in respect of the crime in question is still pending, it would not be appropriate for us to go into the merits of the matter. However, we direct the respondent-authorities to complete the investigation as expeditiously as possible in respect of the crime in question.

The writ petition is accordingly disposed of.

_____

T. Meena Kumari,J

Date: 26.4.2007

_____

G. Chandraiah,J

pnb